IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.3413 OF 2003

Jaysingh Shankarrao Patil.Petitioner

Versus

State of Maharashtara & Ors.Respondents

None for the Petitioner.
Mrs. M.P. Thakur, AGP for Respondents 1 and 2.

CORAM: F.I. REBELLO &
DR. D.Y.CHANDRACHUD, JJ.
DATE : 13th January,2006

P.C.:

. The issue which arises in this petition had also arisen in Writ Petition NO.575 of 1997 in the case of Mr.Ramchandra Daji Kangude vs. State of Maharashtra disposed of on 23rd July, 2004 as also the judgment of another Division Bench of this Court in Writ Petition No.4423 of 1995 in the case of Sudhakar Mahadeo Agnihotri vs. State of Maharashtra & Others, 2002 (95) F.L.R. 305. Both the petitions were allowed. That has also been followed in subsequent judgment in Writ Petition NO.1377 of 1997 and other petitions.

2. In view of these Judgments wherein the issue arose is the same, this petition will have to be allowed and consequently Rule made absolute in terms of prayer clauses (a) and (b). There shall be no order as to costs.

(F.I.REBELLO, J.)

(DR. D.Y.CHANDRACHUD, J.)